

109TH CONGRESS
1ST SESSION

S. 1393

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide for reimbursement of certain for-profit hospitals.

IN THE SENATE OF THE UNITED STATES

JULY 13, 2005

Mr. VITTER introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

A BILL

To amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide for reimbursement of certain for-profit hospitals.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Hospital Emergency
5 Assistance Act of 2005”.

6 **SEC. 2. FEDERAL ASSISTANCE TO FOR-PROFIT HOSPITALS.**

7 Title IV of the Robert T. Stafford Disaster Relief and
8 Emergency Assistance Act is amended by inserting after
9 section 408 (42 U.S.C. 5174) the following:

1 **“SEC. 409. FEDERAL ASSISTANCE TO FOR-PROFIT HOS-**
2 **PITALS.**

3 “(a) IN GENERAL.—Notwithstanding any other pro-
4 vision of this Act, the President may provide, from any
5 funds made available to carry out this Act, reimbursement
6 to a for-profit hospital for damage to, or an expense in-
7 curred by, the hospital during a major disaster or emer-
8 gency, as declared under this Act, in accordance with this
9 section.

10 “(b) ELIGIBILITY.—A for-profit hospital shall be eli-
11 gible to receive reimbursement under subsection (a) if, as
12 determined by the President, in consultation with the Gov-
13 ernor of a State—

14 “(1) the damage to, or expense incurred by, the
15 for-profit hospital was a result of a declared major
16 disaster;

17 “(2) during the declared major disaster, all
18 public hospitals and private nonprofit facilities lo-
19 cated within 30 miles of the for-profit hospital met
20 or exceeded the capacity of the public hospitals and
21 private nonprofit facilities; and

22 “(3) during the declared major disaster, the
23 for-profit hospital acted in accordance with any re-
24 quirement that would apply to a private nonprofit
25 facility seeking, and eligible for, reimbursement
26 under this Act.

1 “(c) LIMITATION.—The amount of reimbursement
2 provided to a for-profit hospital under this section shall
3 be not greater than the amount of reimbursement avail-
4 able under this Act for a public hospital or private non-
5 profit facility to reimburse the hospital or facility for simi-
6 lar damage or incurred expenses.”.

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